

REMARKS

The Amendment

Applicants cancel Claims 1-6 and 8-39, and add new Claims 40-45.

Support for new Claim 40 is found, for example, in page 25, lines 12-14.

Support for new Claim 41 is found, for example, in page 25, lines 12-19.

Support for new Claim 42 is found, for example, in page 25, lines 12-17.

Support for new Claim 43 is found, for example, in page 25, lines 26-27.

Support for new Claim 44 is found, for example, in page 26, see Figures 6A-6C.

The Response

The Examiner has required restriction to one of sixteen groups under 35 U.S.C. §121.

In response to the Restriction Requirement, Applicants hereby elect the invention of Group V, Claim 7, drawn to a method for diagnosing prostate cancer comprising determining the expression levels of a gene encoding PBH1 in an individual and an unaffected individual and comparing the expression levels.

CONCLUSION

In view of the foregoing amendment and remarks, the Applicants believe that the application is in good and proper condition for allowance. If, in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is invited to call the undersigned at (650) 463-8109.

Respectfully submitted,

Dated: April 12, 2004

A handwritten signature in cursive script, appearing to read "Albert P. Halluin", is written over a horizontal line.

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